

UNITED STATES BANKRUPTCY COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

IN RE

CLAUDE MOLLENTHIEL and  
TAMAYOMOLLENTHIEL

Debtors.

CHAPTER 13

PNC BANK, NA.

Movant,

vs.

CLAUDE MOLLENTHIEL and  
TAMAYOMOLLENTHIEL

Respondents.

CASE NO. 5-19-03635

**DEBTORS' ANSWER TO MOTION FOR RELIEF FROM  
AUTOMATIC STAY UNDER SECTION 362**

AND NOW COMES, Claude and Tamayo Mollenthiel, the Debtors, and files an Answer to PNC Bank's Motion for Relief From the Automatic Stay:

1. Claude and Tamayo Mollenthiel (hereinafter the "Debtors") filed a Chapter 13 bankruptcy proceeding with the U.S. Bankruptcy Court for the Middle District of Pennsylvania.
2. Movant alleges that Debtors have failed to make post-petition mortgage payments.
3. Debtors fell behind on payments to the Movant. Debtors wish to enter into a Stipulation to include the post-petition arrears in an amended Plan.
4. Movant is not entitled to relief from the automatic stay as the arrearage amount due has been paid or shall be paid through the Chapter 13 Plan, and, therefore, the Movant is adequately protected.

WHEREFORE, the Debtors respectfully requests that Movant's Motion for Relief from the Automatic Stay be denied.

Respectfully submitted,

Date: January 13, 2020

/s/Tullio DeLuca  
Tullio DeLuca, Esquire  
PA ID# 59887  
381 N. 9<sup>th</sup> Avenue  
Scranton, PA 18504  
(570) 347-7764

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 TAMAYOMOLLENTHIEL : CHAPTER 13  
 Debtors. :  
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 :  
 Respondents. :  
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**CERTIFICATE OF SERVICE**

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The undersigned hereby certifies that on January 13, 2020, he caused a true and correct copy  
of Debtor's Answer to PNC Bank's Motion for Relief from the Automatic Stay to be served Via  
First Class United States Mail, Postage Pre-paid in the above-referenced case, on the following:

Charles J. DeHart, III, Esq. at [dehartstaff@ramapo.com](mailto:dehartstaff@ramapo.com)

James Warmbrodt, Esq. at [Jwarmbrodt@kmlawgroup.com](mailto:Jwarmbrodt@kmlawgroup.com)

Dated: January 13, 2020

/s/Tullio DeLuca  
Tullio DeLuca, Esquire